



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU



## ☞ Appendix A ... segment I

### LRB BILL HISTORY RESEARCH APPENDIX

☞ The drafting file for 2013 LRB-1354/4 (For: Rep. Czaja)

has been copied/added to the drafting file for

**2013 LRB-2943** (For: Rep. Czaja)

☞ Are These "Companion Bills" ?? ... No



**RESEARCH APPENDIX -**  
**PLEASE KEEP WITH THE DRAFTING FILE**

Date Transfer Requested: 08/16/2013 (Per: RNK)

☞ The attached draft was incorporated into the new draft listed above. For research purposes the attached materials were added, as a appendix, to the new drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

**2013 DRAFTING REQUEST****Bill**

Received: **1/25/2013** Received By: **rkite**  
 Wanted: **As time permits** Same as LRB:  
 For: **Mary Czaja (608) 266-7694** By/Representing: **Emily Loe**  
 May Contact: Drafter: **rkite**  
 Subject: **Nat. Res. - boats snomos ATVs** Addl. Drafters:  
 Extra Copies:

Submit via email: **YES**  
 Requester's email: **Rep.Czaja@legis.wisconsin.gov**  
 Carbon copy (CC) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Snowmobile regulation changes

**Instructions:**

Same as 2011 AB 465

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rkite 2/12/2013	scalvin 2/26/2013	rschluet 2/26/2013	_____			
/1	rkite 3/19/2013			_____	lparisi 2/26/2013		State S&L
/2	rkite 6/1/2013	scalvin 3/20/2013	phenry 3/20/2013	_____	srose 3/20/2013		State S&L
/3	rkite	scalvin	jfrantze	_____	sbasford		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	7/26/2013	6/6/2013	6/6/2013	_____	6/6/2013		S&L
/4	rkite	scalvin	jmurphy	_____	sbasford		State
	8/14/2013	8/14/2013	8/14/2013	_____	8/14/2013		S&L

FE Sent For:

&lt;END&gt;

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/1	rkite 3/19/2013			_____	lparisi 2/26/2013		State S&L
/2	rkite 6/1/2013	scalvin 3/20/2013	phenry 3/20/2013	_____	srose 3/20/2013		State S&L
/3		scalvin	jfrantze	_____	sbasford		State

/4 sac  
08/14/2013

jm  
8/14

jm+ps  
8/14

***LRB-1354***

6/6/2013 2:00:22 PM

Page 2

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
		6/6/2013	6/6/2013	_____	6/6/2013		S&L

FE Sent For:

**<END>**

## 2013 DRAFTING REQUEST

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Subject: Nat. Res. - boats snomos ATVs Addl. Drafters:  
Extra Copies:

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Carbon copy (CC) to:

### Pre Topic:

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### Topic:

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### Instructions:

Same as 2011 AB 465

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rkite 2/12/2013	scalvin 2/26/2013	rschluet 2/26/2013	_____			
/1	rkite 3/19/2013			_____	lparisi 2/26/2013		State S&L
/2		scalvin 3/20/2013	phenry 3/20/2013	_____	srose 3/20/2013		State S&L

FE Sent For:

13 sac  
06/06/2013

JS  
6/6  
<END>

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**Bill**

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 Subject: **Nat. Res. - boats snomos ATVs** Addl. Drafters:  
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/?	rkite 2/12/2013	scalvin 2/26/2013	rschluet 2/26/2013	_____			
/1		12 suc 03/20/2013	3 ph	_____	lparisi 2/26/2013		State S&L

FE Sent For:

<END>

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**Bill**

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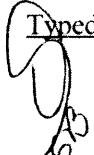
**Topic:**

Snowmobile regulation changes

**Instructions:**

Same as 2011 AB 465

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/?	rkite	/1 SAC 02/26/2013		_____	_____		

FE Sent For:

<END>



**Kite, Robin**

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**From:** Rep.Czaja  
**Sent:** Friday, January 25, 2013 3:58 PM  
**To:** Kite, Robin  
**Subject:** Drafting Request

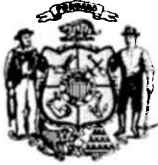
Hello Robin,

Rep. Czaja will be re-introducing last session's snowmobile registration legislation, SB 365/AB465. Could you please re-draft?

Also, Rep. Czaja gives her consent for you to collaborate with Timm Speerschneider from DeWitt Ross on the bill.

Thank you, and please let me know if you have any questions.

**Emily Loe**  
Office of Rep. Mary Czaja  
35<sup>th</sup> Assembly District  
608.266.7695



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB 3683/1  
RNK:10:10

RM not  
sur  
1354/11

2013  
**2011 ASSEMBLY BILL 465**

D-Note

sac

In 2/12  
January 9, 2012—Introduced by Representatives BALLWEG, LOUDENBECK, BERNIER, BROOKS, DANOU, ENDSLEY, JACQUE, KESTELL, KNILANS, KRUG, MARKLEIN, MILROY, NYGREN, A. OTT, RINGHAND, RIPP, SPANBAUER, THIESFELDT, TRANEL, VAN ROY, WYNN, PETRYK, JORGENSEN, KERKMAN and LEMAHIEU, cosponsored by Senators OLSEN, HOLPERIN, ERPENBACH, HANSEN, JAUCH, LASEE, LASSA, LEIBHAM, SCHULTZ, TAYLOR and T. CULLEN. Referred to Committee on Transportation.

reg. cat

- 1 **AN ACT to repeal 350.12 (3j) (d); to renumber 350.12 (3j) (b); to renumber and**  
2 **amend 25.29 (1) (d) 1., 350.12 (3) (a) (intro.) and 350.12 (4) (bg) 2.; to amend**  
3 **350.12 (1), 350.12 (3j) (a) 2., 350.12 (3j) (e) 2. and 350.12 (3m) (d); and to create**  
4 **25.29 (1) (d) 1. a., 25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12 (3j) (b) 3., 350.12**  
5 **(3j) (b) 4., 350.12 (3j) (bg) and 350.12 (4) (bg) 2. b. of the statutes; relating to:**  
6 **snowmobile registration, trail use sticker requirements, calculating the**  
7 **estimated snowmobile gas tax payment, and funding for supplemental**  
8 **snowmobile trail aids.**

**Analysis by the Legislative Reference Bureau**

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

snowmobile is transferred. The bill also lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year ~~2013-14~~<sup>2015-16</sup>, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           SECTION 1. 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)

2           and amended to read:

3           25.29 (1) (d) 1. (intro.) An For fiscal years 2011-12 and 2012-13, an amount

4           calculated by multiplying the number of snowmobiles registered under s. 350.12 or

5           350.122 on the last day of March of the previous fiscal year by 50 gallons and

*before fiscal year  
2015-16*

1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. ~~For fiscal year 2013-14~~ <sup>2015-16</sup> and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year:

6 SECTION 2. 25.29 (1) (d) 1. a. of the statutes is created to read:  
7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 SECTION 3. 25.29 (1) (d) 1. b. of the statutes is created to read:  
11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 SECTION 4. 350.12 (1) of the statutes is amended to read:  
14 350.12 (1) REGISTRATION REQUIREMENT. After January 1, 1970, no person shall  
15 operate, and no owner shall give permission for the operation of any snowmobile  
16 within this state unless the operation of the snowmobile complies with sub. (3) (a)  
17 (intro.) 1. or (5) (cm) or is exempt from registration. No political subdivision shall  
18 have authority to register or license snowmobiles.

19 SECTION 5. 350.12 (3) (a) ~~(intro.)~~ of the statutes is renumbered 350.12 (3) (a)  
20 1. ~~and~~ <sup>is</sup> amended to read:

21 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
22 operate and no owner may give permission for the operation of any snowmobile  
23 within this state unless the snowmobile is registered for public use or private use  
24 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
25 registration decals displayed as required under sub. (5) or s. 350.122 or unless the

1 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
2 snowmobile that is not registered as an antique under par. (b) may be registered for  
3 public use. A snowmobile that is not registered as an antique under par. (b) and that  
4 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
5 registered for private use. A snowmobile public-use ~~registration certificate is valid~~  
6 ~~for 2 years beginning on the July 1 prior to the date of application if registration is~~  
7 ~~made prior to April 1 and beginning on the July 1 subsequent to the date of~~  
8 ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
9 ~~thereafter. A snowmobile or~~ private-use registration certificate is valid from the  
10 date of issuance until ownership of the snowmobile is transferred. The fee for the  
11 issuance ~~or renewal~~ of a public-use registration certificate is ~~\$30~~ \$15, except that the  
12 fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this  
13 state. There is no fee for the issuance of a private-use registration certificate or for  
14 the issuance of a registration certificate to the state.

15 **SECTION 6.** 350.12 (3j) (a) 2. of the statutes is amended to read:

16 350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
17 of a snowmobile may operate, or give permission for another person to operate, a  
18 snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
19 issued under this subsection is displayed on the snowmobile.

20 **SECTION 7.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

21 **SECTION 8.** 350.12 (3j) (b) 1. of the statutes is created to read:

22 350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
23 organized in this state the members of which are members of the Association of  
24 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
25 least 10 members, and that promotes responsible snowmobiling.

1           **SECTION 9.** 350.12 (3j) (b) 3. of the statutes is created to read:

2           350.12 (3j) (b) 3. The fee for a trail use sticker issued for a snowmobile that is  
3 registered under sub. (3) and that is owned by a person who is a member of a  
4 snowmobile club is \$14.25.

5           **SECTION 10.** 350.12 (3j) (b) 4. of the statutes is created to read:

6           350.12 (3j) (b) 4. The fee for a trail use sticker issued for a snowmobile that is  
7 registered under sub. (3) and that is owned by a person who is not a member of a  
8 snowmobile club is \$34.25.

9           **SECTION 11.** 350.12 (3j) (bg) of the statutes is created to read:

10          350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
11 charged under this subsection may be issued only by the department and persons  
12 appointed by the department and expires on June 30 of each year.

13          **SECTION 12.** 350.12 (3j) (d) of the statutes is repealed.

14          **SECTION 13.** 350.12 (3j) (e) 2. of the statutes is amended to read:

15          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
16 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
17 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
18 for the agent's services in issuing the sticker.

19          **SECTION 14.** 350.12 (3m) (d) of the statutes is amended to read:

20          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
21 department shall estimate as accurately as possible the total registration trail use  
22 sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
23 actual receipts.

24          **SECTION 15.** 350.12 (4) (bg) 2. of the statutes, as affected by 2011 Wisconsin Act  
25          32, is renumbered 350.12 (4) (bg) 2. a. and amended to read:

1 350.12 (4) (bg) 2. a. For fiscal year years 2011-12, ~~and for each fiscal year~~  
2 ~~thereafter 2012-13~~ <sup>through 2014-15</sup> <sup>↑</sup> the department shall calculate an amount equal to the number  
3 of trail use stickers issued under sub. (3j) in the previous fiscal year multiplied by  
4 \$32 and shall credit this amount to the appropriation account under s. 20.370 (5)  
5 (cw). From the appropriation account under s. 20.370 (5) (cw), the department shall  
6 make payments to the department or a county for the purposes specified in par. (b).  
7 The department shall make payments under par. (bm) for trail maintenance costs  
8 that were incurred in the previous fiscal year and that exceed the maximum specified  
9 under par. (b) 1. before making payments for any of the other purposes specified in  
10 par. (b).

11 SECTION 16. 350.12 (4) (bg) 2. b. of the statutes is created to read:

12 350.12 (4) (bg) 2. b. For fiscal year ~~2013-14~~ <sup>2015-16</sup> and for each fiscal year thereafter,  
13 the department shall calculate an amount equal to the number of trail use stickers  
14 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
15 exempt from registration under sub. (2) multiplied by \$34.25 and shall credit this  
16 amount to the appropriation account under s. 20.370 (5) (cw). From the  
17 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
18 to the department or a county for the purposes specified in par. (b). The department  
19 shall make payments under par. (bm) for trail maintenance costs that were incurred  
20 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
21 before making payments for any of the other purposes specified in par. (b).

22 SECTION 17. Nonstatutory provisions.

23 (1) (a) In this subsection, "snowmobile club" has the meaning given in section  
24 350.12 (3j) (b) 1. of the statutes, as created by this act.

(b) Notwithstanding the fees specified under section 350.12 (3j) (b) of the statutes, as affected by this act, in fiscal year ~~2012-13~~<sup>2014-15</sup> the following fees apply for a trail use sticker issued for a snowmobile that has a registration under section 350.12 (3) of the statutes, as affected by this act, that expires on June 30, ~~2013~~<sup>2015</sup>:

1. If the snowmobile is owned by a person who is a member of a snowmobile club, there is no fee.

2. If the snowmobile is owned by a person who is not a member of a snowmobile club, the fee is \$19.25.

**SECTION 18. Effective date.**

(1) This act takes effect on July 1, ~~2012~~<sup>2014</sup>, or on the day after publication, whichever is later.

(END)



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/1dn

RNK:J:...

*sac*

*- date -*

This is a redraft of 2011 Assembly Bill 465. Please note that I have advanced all of the dates in this redraft by 2 years. Please let me know if this is inconsistent with your intent.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1354/1dn  
RNK:sac:rs

February 26, 2013

This is a redraft of 2011 Assembly Bill 465. Please note that I have advanced all of the dates in this redraft by 2 years. Please let me know if this is inconsistent with your intent.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov

**Kite, Robin**

---

**From:** Timm P. Speerschneider <tps@dewittross.com>  
**Sent:** Monday, March 04, 2013 4:09 PM  
**To:** Kite, Robin  
**Attachments:** 1291\_001.pdf

Here you go—the intent is to begin the annual trail pass requirement on July 1 2014---people who have to renew next year will only be charged \$15 instead of \$30 so that on July 1 2014, they will be in the same situation as those whose registration is expiring June 30 2014 ---the change in registration provisions need to start July 1 2013 so that people buying or selling snowmobiles for after July 1 2013 only have to pay the onetime fee of \$15—I agree with your draft that old section 4 in SB365 can be eliminated



\*\*\*\*\*  
IRS Circular 230 Disclosure: To comply with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained herein (including any attachments), unless specifically stated otherwise, is not intended or written to be used, and cannot be used, for the purposes of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter herein.

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State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-3295/1  
RNK:jld:ph

*From  
Tim Speerschnider*

**2011 SENATE BILL 365**

January 5, 2012 - Introduced by Senators OLSEN, HOLPERIN, ERPENBACH, HANSEN, JAUCH, LASEE, LASSA, LEIBHAM, SCHULTZ, TAYLOR and T. CULLEN, cosponsored by Representatives BALLWEG, LOUDENBECK, BERNIER, BROOKS, DANOU, ENDSLEY, JACQUE, KESTELL, KNILANS, KRUG, LEMAHIEU, MARKLEIN, MILROY, NYGREN, A. OTT, RINGHAND, RIPP, SEVERSON, SPANBAUER, THIESFELDT, TRANEL, VAN ROY, WYNN, PETRYK, JORGENSEN and KERKMAN. Referred to Committee on Transportation and Elections.

1     **AN ACT** *to repeal* 350.12 (3j) (d); *to renumber* 350.12 (3j) (b); *to renumber and*  
2         *amend* 25.29 (1) (d) 1., 350.12 (3) (a) (intro.) and 350.12 (4) (bg) 2.; *to amend*  
3         350.12 (1), 350.12 (3j) (a) 2., 350.12 (3j) (e) 2. and 350.12 (3m) (d); and *to create*  
4         25.29 (1) (d) 1. a., 25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12 (3j) (b) 3., 350.12  
5         (3j) (b) 4., 350.12 (3j) (bg) and 350.12 (4) (bg) 2. b. of the statutes; **relating to:**  
6         snowmobile registration, trail use sticker requirements, calculating the  
7         estimated snowmobile gas tax payment, and funding for supplemental  
8         snowmobile trail aids.

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***Analysis by the Legislative Reference Bureau***

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

1           **SECTION 1.** 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)  
2       and amended to read:  
3           25.29 (1) (d) 1. (intro.) An <sup>2013-14</sup> ~~For fiscal years 2011-12 and 2012-13,~~ <sup>2014-15</sup> an amount  
4       calculated by multiplying the number of snowmobiles registered under s. 350.12 or  
5       350.122 on the last day of March of the previous fiscal year by 50 gallons and

with  
upside  
down

## SENATE BILL 365

1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. <sup>2015-16</sup> For fiscal year ~~2013-14~~, and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year: ✓

6 SECTION 2. 25.29 (1) (d) 1. a. of the statutes is created to read:

7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 SECTION 3. 25.29 (1) (d) 1. b. of the statutes is created to read:

11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 SECTION 4. 350.12 (1) of the statutes is amended to read:

14 350.12 (1) REGISTRATION REQUIREMENT. After January 1, 1970, no person shall  
15 operate, and no owner shall give permission for the operation of any snowmobile  
16 within this state unless the operation of the snowmobile complies with sub. (3) (a)  
17 ~~(intro.) 1. or (5) (cm) or is exempt from registration. No political subdivision shall~~  
18 ~~have authority to register or license snowmobiles.~~ *new statute change*

19 SECTION 5. 350.12 (3) (a) (intro.) of the statutes is renumbered 350.12 (3) (a)  
20 1. and amended to read:

21 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
22 operate and no owner may give permission for the operation of any snowmobile  
23 within this state unless the snowmobile is registered for public use or private use  
24 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
25 registration decals displayed as required under sub. (5) or s. 350.122 or unless the

## SENATE BILL 365

## SECTION 5

1 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
2 snowmobile that is not registered as an antique under par. (b) may be registered for  
3 public use. A snowmobile that is not registered as an antique under par. (b) and that  
4 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
5 registered for private use. A snowmobile public-use ~~registration certificate is valid~~  
6 ~~for 2 years beginning on the July 1 prior to the date of application if registration is~~  
7 ~~made prior to April 1 and beginning on the July 1 subsequent to the date of~~  
8 ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
9 ~~thereafter. A snowmobile or private-use registration certificate is valid from the~~  
10 ~~date of issuance until ownership of the snowmobile is transferred. The fee for the~~  
11 ~~issuance or renewal of a public-use registration certificate is \$30 \$15, except that the~~  
12 ~~fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this~~  
13 ~~state. There is no fee for the issuance of a private-use registration certificate or for~~  
14 ~~the issuance of a registration certificate to the state.~~

15 SECTION 6. 350.12 (3j) (a) 2. of the statutes is amended to read:

16 350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
17 of a snowmobile may operate, or give permission for another person to operate, a  
18 snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
19 issued under this subsection is displayed on the snowmobile.

20 SECTION 7. 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

21 SECTION 8. 350.12 (3j) (b) 1. of the statutes is created to read:

22 350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
23 organized in this state the members of which are members of the Association of  
24 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
25 least 10 members, and that promotes responsible snowmobiling.

**SENATE BILL 365**

1           **SECTION 9.** 350.12 (3j) (b) 3. of the statutes is created to read:

2           350.12 (3j) (b) 3. The fee for a trail use sticker issued for a snowmobile that is  
3 registered under sub. (3) and that is owned by a person who is a member of a  
4 snowmobile club is \$14.25.

5           **SECTION 10.** 350.12 (3j) (b) 4. of the statutes is created to read:

6           350.12 (3j) (b) 4. The fee for a trail use sticker issued for a snowmobile that is  
7 registered under sub. (3) and that is owned by a person who is not a member of a  
8 snowmobile club is \$34.25.

9           **SECTION 11.** 350.12 (3j) (bg) of the statutes is created to read:

10          350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
11 charged under this subsection may be issued only by the department and persons  
12 appointed by the department and expires on June 30 of each year.

13          **SECTION 12.** 350.12 (3j) (d) of the statutes is repealed.

14          **SECTION 13.** 350.12 (3j) (e) 2. of the statutes is amended to read:

15          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
16 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
17 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
18 for the agent's services in issuing the sticker.

19          **SECTION 14.** 350.12 (3m) (d) of the statutes is amended to read:

20          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
21 department shall estimate as accurately as possible the total registration trail use  
22 sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
23 actual receipts.

24          **SECTION 15.** 350.12 (4) (bg) 2. of the statutes, as affected by 2011 Wisconsin Act  
25 32, is renumbered 350.12 (4) (bg) 2. a. and amended to read:



## SENATE BILL 365

## SECTION 15

2013-14  
 2014-15  
 need to look

1 350.12 (4) (bg) 2. a. For fiscal year ~~years~~ 2011-12, and for each fiscal year  
 2 thereafter ~~2012-13~~, the department shall calculate an amount equal to the number  
 3 of trail use stickers issued under sub. (3j) in the previous fiscal year multiplied by  
 4 \$32 and shall credit this amount to the appropriation account under s. 20.370 (5)  
 5 (cw). From the appropriation account under s. 20.370 (5) (cw), the department shall  
 6 make payments to the department or a county for the purposes specified in par. (b).  
 7 The department shall make payments under par. (bm) for trail maintenance costs  
 8 that were incurred in the previous fiscal year and that exceed the maximum specified  
 9 under par. (b) 1. before making payments for any of the other purposes specified in  
 10 par. (b).

11 **SECTION 16.** 350.12 (4) (bg) 2. b. of the statutes is created to read:  
 12 350.12 (4) (bg) 2. b. For fiscal year ~~2013-14~~ <sup>2015-16</sup>, and for each fiscal year thereafter,  
 13 the department shall calculate an amount equal to the number of trail use stickers  
 14 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
 15 exempt from registration under sub. (2) multiplied by \$34.25 and shall credit this  
 16 amount to the appropriation account under s. 20.370 (5) (cw). From the  
 17 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
 18 to the department or a county for the purposes specified in par. (b). The department  
 19 shall make payments under par. (bm) for trail maintenance costs that were incurred  
 20 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
 21 before making payments for any of the other purposes specified in par. (b).

22 ~~Section 17 350.12(5)(d) of the statutes is repealed.~~  
 23 **SECTION 17. Nonstatutory provisions.**

23 (1) (a) In this subsection, "snowmobile club" has the meaning given in section  
 24 350.12 (3j) (b) 1. of the statutes, as created by this act.

For registrations that expire on June 30, 2013, the department shall send the owner of each snowmobile a renewal application advising that the renewal is for one year and that the fee is \$15.00. The department shall send other educational material on the change to annual trail pass requirement.

**SENATE BILL 365**

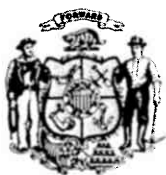
1 (b) Notwithstanding the fees specified under section 350.12 (3j) (b) of the  
2 statutes, as affected by this act, in fiscal year 2012-13, the following fees apply for  
3 a trail use sticker issued for a snowmobile that has a registration under section  
4 350.12 (3) of the statutes, as affected by this act, that expires on June 30, 2013.

5 1. If the snowmobile is owned by a person who is a member of a snowmobile  
6 club, there is no fee.

7 2. If the snowmobile is owned by a person who is not a member of a snowmobile  
8 club, the fee is \$19.25.

9 **SECTION 18. Effective date.**

10 (1) This act takes effect on July 1, <sup>2014</sup>~~2012~~, or on the day after publication,  
11 whichever is later; *except that the provisions of section 5 take*  
12 *effect on July 1, 2013.* (END)



(5m)

State of Wisconsin  
2013 - 2014 LEGISLATURE

RMJ  
LRB-1354/18  
RNK:sac/s

## 2013 BILL

In  
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1     **AN ACT to repeal** 350.12 (3j) (d); **to renumber** 350.12 (3j) (b); **to renumber and**  
2           **amend** 25.29 (1) (d) 1. and 350.12 (4) (bg) 2.; **to amend** 350.12 (3) (a) 1., 350.12  
3           (3j) (a) 2., 350.12 (3j) (e) 2. and 350.12 (3m) (d); and **to create** 25.29 (1) (d) 1. a.,  
4           25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12 (3j) (b) 3., 350.12 (3j) (b) 4., 350.12  
5           (3j) (bg) and 350.12 (4) (bg) 2. b. of the statutes; **relating to:** snowmobile  
6           registration, trail use sticker requirements, calculating the estimated  
7           snowmobile gas tax payment, and funding for supplemental snowmobile trail  
8           aids.

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### Analysis by the Legislative Reference Bureau

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

**BILL**

snowmobile is transferred. The bill also lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year 2015-16, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 1           **SECTION 1.** 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)  
2           and amended to read:  
3           25.29 (1) (d) 1. (intro.) An For fiscal years before fiscal year 2015-16, an amount  
4           calculated by multiplying the number of snowmobiles registered under s. 350.12 or  
5           350.122 on the last day of March of the previous fiscal year by 50 gallons and

**BILL**

1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. For fiscal year 2015–16, and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year:

6 **SECTION 2.** 25.29 (1) (d) 1. a. of the statutes is created to read:

7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 **SECTION 3.** 25.29 (1) (d) 1. b. of the statutes is created to read:

11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 **SECTION 4.** 350.12 (3) (a) 1. of the statutes is amended to read:

14 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
15 operate and no owner may give permission for the operation of any snowmobile  
16 within this state unless the snowmobile is registered for public use or private use  
17 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
18 registration decals displayed as required under sub. (5) or s. 350.122 or unless the  
19 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
20 snowmobile that is not registered as an antique under par. (b) may be registered for  
21 public use. A snowmobile that is not registered as an antique under par. (b) and that  
22 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
23 registered for private use. A snowmobile public-use registration certificate is valid  
24 for 2 years beginning on the July 1 prior to the date of application if registration is  
25 made prior to April 1 and beginning on the July 1 subsequent to the date of

**BILL****SECTION 4**

1     ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
2     ~~thereafter. A snowmobile or~~ private-use registration certificate is valid from the  
3     date of issuance until ownership of the snowmobile is transferred. The fee for the  
4     issuance ~~or renewal~~ of a public-use registration certificate is ~~\$30~~ \$15, except that the  
5     fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this  
6     state. There is no fee for the issuance of a private-use registration certificate or for  
7     the issuance of a registration certificate to the state.

8             **SECTION 5.** 350.12 (3j) (a) 2. of the statutes is amended to read:

9             350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
10     of a snowmobile may operate, or give permission for another person to operate, a  
11     snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
12     issued under this subsection is displayed on the snowmobile.

13            **SECTION 6.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

14            **SECTION 7.** 350.12 (3j) (b) 1. of the statutes is created to read:

15            350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
16     organized in this state the members of which are members of the Association of  
17     Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
18     least 10 members, and that promotes responsible snowmobiling.

19            **SECTION 8.** 350.12 (3j) (b) 3. of the statutes is created to read:

20            350.12 (3j) (b) 3. The fee for a trail use sticker issued for a snowmobile that is  
21     registered under sub. (3) and that is owned by a person who is a member of a  
22     snowmobile club is \$14.25.

23            **SECTION 9.** 350.12 (3j) (b) 4. of the statutes is created to read:

**BILL**

1           350.12 (3j) (b) 4. The fee for a trail use sticker issued for a snowmobile that is  
2 registered under sub. (3) and that is owned by a person who is not a member of a  
3 snowmobile club is \$34.25.

4           **SECTION 10.** 350.12 (3j) (bg) of the statutes is created to read:

5           350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
6 charged under this subsection may be issued only by the department and persons  
7 appointed by the department and expires on June 30 of each year.

8           **SECTION 11.** 350.12 (3j) (d) of the statutes is repealed.

9           **SECTION 12.** 350.12 (3j) (e) 2. of the statutes is amended to read:

10          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
11 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
12 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
13 for the agent's services in issuing the sticker.

14          **SECTION 13.** 350.12 (3m) (d) of the statutes is amended to read:

15          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
16 department shall estimate as accurately as possible the total ~~registration~~ trail use  
17 sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
18 actual receipts.

19          **SECTION 14.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.

20 a. and amended to read:

21          350.12 (4) (bg) 2. a. For fiscal year years 2011-12, ~~and for each fiscal year~~  
22 ~~thereafter through 2014-15~~, the department shall calculate an amount equal to the  
23 number of trail use stickers issued under sub. (3j) in the previous fiscal year  
24 multiplied by \$32 and shall credit this amount to the appropriation account under  
25 s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the

**BILL****SECTION 14**

1 department shall make payments to the department or a county for the purposes  
2 specified in par. (b). The department shall make payments under par. (bm) for trail  
3 maintenance costs that were incurred in the previous fiscal year and that exceed the  
4 maximum specified under par. (b) 1. before making payments for any of the other  
5 purposes specified in par. (b).

6 **SECTION 15.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

7 350.12 (4) (bg) 2. b. For fiscal year 2015-16, and for each fiscal year thereafter,  
8 the department shall calculate an amount equal to the number of trail use stickers  
9 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
10 exempt from registration under sub. (2) multiplied by \$34.25 and shall credit this  
11 amount to the appropriation account under s. 20.370 (5) (cw). From the  
12 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
13 to the department or a county for the purposes specified in par. (b). The department  
14 shall make payments under par. (bm) for trail maintenance costs that were incurred  
15 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
16 before making payments for any of the other purposes specified in par. (b).

ENS  
-16

17 **SECTION 16. Nonstatutory provisions.**

18 (1) (a) ~~In this subsection, "snowmobile club" has the meaning given in section~~  
19 ~~350.12 (3j) (b) 1. of the statutes, as created by this act.~~

20 (b) ~~Notwithstanding the fees specified under section 350.12 (3j) (b) of the~~  
21 ~~statutes, as affected by this act, in fiscal year 2014-15, the following fees apply for~~  
22 ~~a trail use sticker issued for a snowmobile that has a registration under section~~  
23 ~~350.12 (3) of the statutes, as affected by this act, that expires on June 30, 2015.~~

24 1. ~~If the snowmobile is owned by a person who is a member of a snowmobile~~  
25 ~~club, there is no fee.~~



## BILL

1 2. If the snowmobile is owned by a person who is not a member of a snowmobile  
2 club, the fee is \$19.25.

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③

## SECTION 17. Effective date

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5

① This act takes effect on July 1, 2014, or on the day after publication,  
whichever is later, *except as follows:*

INS.  
7-5

6

(END)

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1354/2ins.  
RNK:.....

INSERT 6-16

1 SECTION 1. 350.12 (5) (d) of the statutes is repealed.

2 SECTION 2. 350.122 (4) (d) of the statutes is amended to read:

3 350.122 (4) (d) The band shall establish procedures that are substantially  
4 similar to the procedures specified in s. 350.12 (3) (a) 2., 3., and 4., ~~(5) (d)~~ and (6) and  
5 to the procedures to be used for validating applications for purposes of s. 350.12 (5)  
6 (b) and (c).

History: 1997 a. 27.

INSERT 7-2

7 *A.R. Siberia* SECTION 3. *Auto ref* Nonstatutory provisions.

8 (1) Notwithstanding the snowmobile public-use registration period specified  
9 under section 350.12 (3) (a) 1. of the statutes, as affected by this act, the department  
10 shall, upon an applicant's request and for a fee of \$15, renew any snowmobile  
11 public-use registration certificate that expires on June 30, 2013. A snowmobile  
12 public-use registration certificate that is renewed under this subsection expires on  
13 June 30, 2014.

14 (2) The department shall furnish an applicant for the renewal of a public-use  
15 registration certificate under subsection (1) with information about the trail use  
16 sticker requirements for operators of snowmobiles under section 350.12 (3j) of the  
17 statutes, as affected by this act.

*LPS: plain period,  
stricken comma  
in line 4*

*use A.R. Siberia*

INSERT 7-5

18

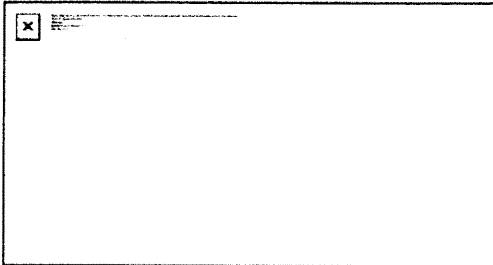
*91* (8) SECTION *#. Auto Ref* of this act takes effect on July 1, 2013.

Kite, Robin

---

**From:** Timm P. Speerschneider <tps@dewittross.com>  
**Sent:** Tuesday, March 26, 2013 3:16 PM  
**To:** Kite, Robin  
**Attachments:** 1908\_001.pdf

Robin—attached is a suggested change on the effective date and an explanation for the request—I will give you a call to discuss



\*\*\*\*\*  
IRS Circular 230 Disclosure: To comply with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained herein (including any attachments), unless specifically stated otherwise, is not intended or written to be used, and cannot be used, for the purposes of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter herein.

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\*\*\*\*\*

## BILL

1 shall, upon an applicant's request and for a fee of \$15, renew any snowmobile  
2 public-use registration certificate that expires on June 30, 2013. A snowmobile  
3 public-use registration certificate that is renewed under this subsection expires on  
4 June 30, 2014.

5 (2) The department shall furnish an applicant for the renewal of a public-use  
6 registration certificate under subsection (1) with information about the trail use  
7 sticker requirements for operators of snowmobiles under section 350.12 (3j) of the  
8 statutes, as affected by this act.

9 **SECTION 19. Effective dates.** This act takes effect on <sup>July 1, 2014</sup> ~~the day after publication~~,  
10 except as follows:

11 (1) <sup>4b</sup> ~~SECTION 18~~ of this act takes effect on July 1, 2013.

12 (END)

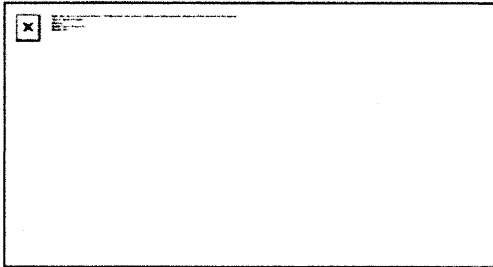
70 The intent is to delay the requirement for  
an annual trail use sticker until July 1, 2014.  
Section 4 needs an earlier implementation date  
because registration for snowmobiles bought after  
March 31<sup>st</sup> 2013 will not be for two years, but  
will be permanent until transferred and will cost  
\$15. Accordingly, these people will be treated  
just like people renewing their registration under  
Section 18.

**Kite, Robin**

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**From:** Timm P. Speerschneider <tps@dewittross.com>  
**Sent:** Thursday, May 30, 2013 11:03 AM  
**To:** Kite, Robin  
**Attachments:** 3334\_001.pdf

Robin --as we discussed, attached are my suggested changes



\*\*\*\*\*  
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State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1354/2  
RNK:sac:ph

## 2013 BILL

1     **AN ACT** *to repeal* 350.12 (3j) (d) and 350.12 (5) (d); *to renumber* 350.12 (3j) (b);  
2             *to renumber and amend* 25.29 (1) (d) 1. and 350.12 (4) (bg) 2.; *to amend*  
3             350.12 (3) (a) 1., 350.12 (3j) (a) 2., 350.12 (3j) (e) 2., 350.12 (3m) (d) and 350.122  
4             (4) (d); and *to create* 25.29 (1) (d) 1. a., 25.29 (1) (d) 1. b., 350.12 (3j) (b) 1., 350.12  
5             (3j) (b) 3., 350.12 (3j) (b) 4., 350.12 (3j) (bg) and 350.12 (4) (bg) 2. b. of the  
6             statutes; **relating to:** snowmobile registration, trail use sticker requirements,  
7             calculating the estimated snowmobile gas tax payment, and funding for  
8             supplemental snowmobile trail aids.

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### ***Analysis by the Legislative Reference Bureau***

Current law prohibits a person from operating a snowmobile in this state unless the snowmobile is covered by a public-use or private-use registration issued by the Department of Natural Resources (DNR) or is exempt from registration. A person who owns a snowmobile is generally exempt from snowmobile registration requirements in this state if the snowmobile is covered by a valid registration in another state or country. A public-use registration is valid for two years and a private-use registration is valid until ownership of the snowmobile is transferred. This bill eliminates the two-year registration period for a public-use registration and provides that a public-use registration is valid until ownership of the

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snowmobile is transferred. The bill also lowers the public-use registration fee from \$30 to \$15.

Under current law, a person who owns a snowmobile that is not registered in this state or is exempt from registration must display a trail use sticker issued by DNR on the snowmobile. The fee for this sticker is \$34.25. This bill requires all snowmobiles to display a trail use sticker, regardless of whether the snowmobile is registered in this state. The bill provides that the fee for a trail use sticker issued for a snowmobile that is registered in this state is \$14.25 if the snowmobile is owned by a snowmobile club member and \$34.25 if the owner does not belong to a snowmobile club.

Under current law, DNR provides funding from the snowmobile account in the conservation fund for snowmobile regulation purposes including aids to counties for activities such as snowmobile trail development and maintenance and law enforcement. Currently, these activities are funded by snowmobile fees and by moneys transferred from the transportation fund to the conservation fund. The amount of this transfer equals the estimated snowmobile gas tax formula. The estimated snowmobile gas tax formula amount is based on an estimate of the amount of excise tax paid on gasoline by operators of all snowmobiles registered in this state. Beginning with fiscal year 2015-16, this bill bases the estimated snowmobile gas tax formula on an estimate of the excise tax paid on gasoline by operators of registered snowmobiles in this state who are issued a trail use sticker.

Current law also requires DNR to calculate an amount equal to the number of trail use stickers issued by DNR in the previous fiscal year multiplied by \$32 and to credit this amount to an appropriation account that funds aids to counties for activities such as trail development and maintenance. This bill changes the basis on which DNR must calculate the amount to be credited to that appropriation. Under the bill, DNR must credit an amount equal to the number of trail use stickers issued in the previous fiscal year to owners of snowmobiles that are exempt from registration multiplied by \$34.25.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 1        **SECTION 1.** 25.29 (1) (d) 1. of the statutes is renumbered 25.29 (1) (d) 1. (intro.)  
2        and amended to read:  
3        25.29 (1) (d) 1. (intro.) An For fiscal years before fiscal year 201<sup>6</sup>~~5~~-1<sup>7</sup>~~6~~, an amount  
4        calculated by multiplying the number of snowmobiles registered under s. 350.12 or  
5        350.122 on the last day of March of the previous fiscal year by 50 gallons and

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1 multiplying that product by the excise tax imposed under s. 78.01 (1) on the last day  
2 of March of the previous fiscal year. <sup>6 7</sup> For fiscal year 201~~8~~-1~~6~~, and for each fiscal year  
3 thereafter, an amount calculated by multiplying the sum of the following by 50  
4 gallons and multiplying that product by the excise tax imposed under s. 78.01 on the  
5 last day of March of the previous fiscal year:

6 **SECTION 2.** 25.29 (1) (d) 1. a. of the statutes is created to read:

7 25.29 (1) (d) 1. a. The number of trail use stickers issued under s. 350.12 (3j)  
8 during the 12-month period before the last day of March of the previous fiscal year  
9 to owners of snowmobiles that are registered under s. 350.12 (3).

10 **SECTION 3.** 25.29 (1) (d) 1. b. of the statutes is created to read:

11 25.29 (1) (d) 1. b. The number of snowmobiles registered under s. 350.122 on  
12 the last day of March of the previous fiscal year.

13 **SECTION 4.** 350.12 (3) (a) 1. of the statutes is amended to read:

14 350.12 (3) (a) 1. Except as provided under subs. (2) and (5) (cm), no person may  
15 operate and no owner may give permission for the operation of any snowmobile  
16 within this state unless the snowmobile is registered for public use or private use  
17 under this paragraph or s. 350.122 or as an antique under par. (b) and has the  
18 registration decals displayed as required under sub. (5) or s. 350.122 or unless the  
19 snowmobile has a reflectorized plate attached as required under par. (c) 3. A  
20 snowmobile that is not registered as an antique under par. (b) may be registered for  
21 public use. A snowmobile that is not registered as an antique under par. (b) and that  
22 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be  
23 registered for private use. A snowmobile public-use registration certificate is valid  
24 for 2 years beginning on the July 1 prior to the date of application if registration is  
25 made prior to April 1 and beginning on the July 1 subsequent to the date of



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1 ~~application if registration is made after April 1 and ending on June 30, 2 years~~  
2 ~~thereafter. A snowmobile or~~ private-use registration certificate is valid from the  
3 date of issuance until ownership of the snowmobile is transferred. The fee for the  
4 issuance ~~or renewal~~ of a public-use registration certificate is ~~\$30~~ \$15, except that the  
5 fee is \$5 if it is a snowmobile owned and operated by a political subdivision of this  
6 state. There is no fee for the issuance of a private-use registration certificate or for  
7 the issuance of a registration certificate to the state.

8 **SECTION 5.** 350.12 (3j) (a) 2. of the statutes is amended to read:

9 350.12 (3j) (a) 2. ~~Except as provided in par. (d), no~~ No person who is the owner  
10 of a snowmobile may operate, or give permission for another person to operate, a  
11 snowmobile on a public snowmobile corridor in this state unless a trail use sticker  
12 issued under this subsection is displayed on the snowmobile.

13 **SECTION 6.** 350.12 (3j) (b) of the statutes is renumbered 350.12 (3j) (b) 2.

14 **SECTION 7.** 350.12 (3j) (b) 1. of the statutes is created to read:

15 350.12 (3j) (b) 1. In this paragraph, "snowmobile club" means an association  
16 organized in this state the members of which are members of the Association of  
17 Wisconsin Snowmobile Clubs and that meets at least 3 times per year, that has at  
18 least 10 members, and that promotes responsible snowmobiling.

19 **SECTION 8.** 350.12 (3j) (b) 3. of the statutes is created to read:

20 350.12 (3j) (b) 3. The fee for a trail use sticker issued for a snowmobile that is  
21 registered under sub. (3) and that is owned by a person who is a member of a  
22 snowmobile club is \$14.25.

23 **SECTION 9.** 350.12 (3j) (b) 4. of the statutes is created to read:

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1           350.12 (3j) (b) 4. The fee for a trail use sticker issued for a snowmobile that is  
2 registered under sub. (3) and that is owned by a person who is not a member of a  
3 snowmobile club is \$34.25.

4           **SECTION 10.** 350.12 (3j) (bg) of the statutes is created to read:

5           350.12 (3j) (bg) A trail use sticker issued for a snowmobile for which a fee is  
6 charged under this subsection may be issued only by the department and persons  
7 appointed by the department and expires on June 30 of each year.

8           **SECTION 11.** 350.12 (3j) (d) of the statutes is repealed.

9           **SECTION 12.** 350.12 (3j) (e) 2. of the statutes is amended to read:

10          350.12 (3j) (e) 2. Any person, including the department, who issues a trail use  
11 sticker shall collect in addition to the fee under par. (b) 2., 3., or 4. an issuing fee of  
12 75 cents. The agent may retain 50 cents of the issuing fee to compensate the agent  
13 for the agent's services in issuing the sticker.

14          **SECTION 13.** 350.12 (3m) (d) of the statutes is amended to read:

15          350.12 (3m) (d) *Estimate.* On July 1 of each even-numbered year, the  
16 department shall estimate as accurately as possible the total ~~registration~~ trail use  
17 sticker receipts for a 2-year period and adjust the estimate periodically to reflect  
18 actual receipts.

19          **SECTION 14.** 350.12 (4) (bg) 2. of the statutes is renumbered 350.12 (4) (bg) 2.  
20 a. and amended to read:

21          350.12 (4) (bg) 2. a. For fiscal year ~~years~~ 2011-12, ~~and for each fiscal year~~  
22 ~~thereafter through 2014-15~~,<sup>5 6</sup> the department shall calculate an amount equal to the  
23 number of trail use stickers issued under sub. (3j) in the previous fiscal year  
24 multiplied by \$32 and shall credit this amount to the appropriation account under  
25 s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the

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1 department shall make payments to the department or a county for the purposes  
2 specified in par. (b). The department shall make payments under par. (bm) for trail  
3 maintenance costs that were incurred in the previous fiscal year and that exceed the  
4 maximum specified under par. (b) 1. before making payments for any of the other  
5 purposes specified in par. (b).

6 **SECTION 15.** 350.12 (4) (bg) 2. b. of the statutes is created to read:

7 350.12 (4) (bg) 2. b. For fiscal year 201~~5~~<sup>6</sup>-1~~6~~<sup>7</sup>, and for each fiscal year thereafter,  
8 the department shall calculate an amount equal to the number of trail use stickers  
9 issued under sub. (3j) in the previous fiscal year to owners of snowmobiles that are  
10 exempt from registration under sub. (2) multiplied by \$34.25 and shall credit this  
11 amount to the appropriation account under s. 20.370 (5) (cw). From the  
12 appropriation account under s. 20.370 (5) (cw), the department shall make payments  
13 to the department or a county for the purposes specified in par. (b). The department  
14 shall make payments under par. (bm) for trail maintenance costs that were incurred  
15 in the previous fiscal year and that exceed the maximum specified under par. (b) 1.  
16 before making payments for any of the other purposes specified in par. (b).

17 **SECTION 16.** 350.12 (5) (d) of the statutes is repealed.

18 **SECTION 17.** 350.122 (4) (d) of the statutes is amended to read:

19 350.122 (4) (d) The band shall establish procedures that are substantially  
20 similar to the procedures specified in s. 350.12 (3) (a) 2., 3., and 4., ~~(5) (d)~~ and (6) and  
21 to the procedures to be used for validating applications for purposes of s. 350.12 (5)  
22 (b) and (c).

23 **SECTION 18. Nonstatutory provisions.**

24 (1) Notwithstanding the snowmobile public-use registration period specified  
25 under section 350.12 (3) (a) 1. of the statutes, as affected by this act, the department

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1 shall, upon an applicant's request and for a fee of \$15, renew any snowmobile  
2 public-use registration certificate that expires on June 30, 201<sup>4</sup>3. A snowmobile  
3 public-use registration certificate that is renewed under this subsection expires on  
4 June 30, 201<sup>5</sup>4.

5 (2) The department shall furnish an applicant for the renewal of a public-use  
6 registration certificate under subsection (1) with information about the trail use  
7 sticker requirements for operators of snowmobiles under section 350.12 (3j) of the  
8 statutes, as affected by this act.

9 **SECTION 19. Effective dates.** This act takes effect on the day after publication,  
10 ~~except as follows:~~

11 (1) SECTION 18 of this act takes effect on July 1, 201<sup>4</sup>3.  
12

(END)